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The Parkinson's Institute

IN THE UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA- SAN JOSE DIVISION

In Re: WELDING ROD PRODUCTS
LIABILITY LITIGATION

Case No.: Misc
MDL Docket No.: 1535 (N.D. Ohio,
Eastern Division)

Non-Party Movant:
The Parkinson's Institute

**NON-PARTY THE PARKINSON'S
INSTITUTE'S NOTICE OF MOTION AND
MOTION TO QUASH SUBPOENAS**

Hearing Date:
Dept.:
Judge:

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Procedure, on _____, 2005, or as soon thereafter as the matter may be heard before the Honorable _____ in Courtroom ____ on the ____ Floor of the United States District Court, 280 South First Street, San Jose, California, Non-Party The Parkinson's Institute ("The Institute") will move and hereby does move the Court for an order quashing the September 2005 subpoenas issued by plaintiffs' counsel.

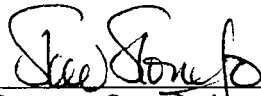
The Institute seeks the Court's order quashing the subpoenas because The Institute is a Non-Party to this action, has not been retained as an expert by any party to this action, plaintiffs' subpoenas are duplicative, overbroad, overreaching, and it would be unduly burdensome to require compliance with plaintiffs' subpoenas under these circumstances.

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1 The Institute's motion is based on this notice, the accompanying declarations of
2 Stewart Stone, Jr. and Dr. J. William Langston, the memorandum of points and authorities
3 filed herewith, and such other matters as may be presented to the court at the hearing of
4 this motion.

5 DATED: October 20, 2005

HOGUE, FENTON, JONES & APPEL, INC.

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7 By 
8 Stewart Stone, Jr.
9 Attorneys for Non-Party Movant
10 The Parkinson's Institute
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